

² The NRUF reports are due on or before February 1 and on or before August 1 of each year. *See* 47 C.F.R. § 52.15(f)(6). However, we note that the deadline for filing reports due August 1, 2000 was extended to September 15, 2000. *Numbering Resource Optimization*, CC Docket No. 99-200, 15 FCC Rcd 17005 (2000).

semiannually on their actual and forecast number usage.³

3. Litelco responded to the *NAL*, and requested cancellation of the proposed forfeiture. Litelco states that its assets, including its numbering resources, were transferred to another carrier in March 1999. We have considered Litelco's response in light of applicable statutory provisions, the Commission's rules and the Commission's *Forfeiture Guidelines*.⁴ The transfer of Litelco's assets occurred prior to the Commission's adoption of the reporting requirements for number utilization and forecast data and the effective date of Section 52.15(f). We therefore conclude that Litelco is not subject to the reporting requirements of section 52.15(f) and that cancellation of the proposed forfeiture is appropriate.⁵

IV. ORDERING CLAUSES

4. Accordingly, IT IS ORDERED THAT, pursuant to 47 U.S.C. § 504(b) and 47 C.F.R. § 1.80(f)(4), the monetary forfeiture issued against Litelco Communications, Inc. IS HEREBY CANCELLED.

5. IT IS FURTHER ORDERED that a copy of this Memorandum Opinion and Order shall be sent by Certified Mail/Return Receipt Requested, to Richard Steiner, Litelco Communications, Inc., 23 Ostend Road, Island Park, NY 11558.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau

³ *Numbering Resource Optimization*, Report and Order and Further Notice of Proposed Rulemaking in CC Docket No. 99-200, 15 FCC Rcd 7574 (2000) ("*NRO Order*"); *recon. and clarification in part*, Second Report and Order, Order on Reconsideration in CC Docket 96-98 and CC Docket 99-200, and Second Further Notice of Proposed Rulemaking in CC Docket 99-200, 16 FCC Rcd 306 (2000) ("*NRO Recon. Order*").

⁴ 47 U.S.C. § 503(b); 47 C.F.R. § 1.80; *The Commission's Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate the Forfeiture Guidelines*, 12 FCC Rcd 17,087 (1997), *recon. denied*, 15 FCC Rcd 303 (1999) ("*Forfeiture Guidelines*") (codified at 47 C.F.R. § 1.80(b)(4) Note).

⁵ 47 C.F.R. § 52.15(f)(2).